

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

BOSCH ET AL.

APPLICATION NO: TBA

FILED: SEPTEMBER 22, 2000

FOR: GENES ENCODING HYBRID *BACILLUS THURINGIENSIS* TOXINS
(AS AMENDED)PRE AMEND/A
AJ
P#
3-01-01Assistant Commissioner for Patents
Washington, D.C. 20231PRELIMINARY AMENDMENT

Sir:

Applicants respectfully request that the above-captioned application be amended as follows in advance of examination:

IN THE SPECIFICATION✓ Please change the title to -- Genes Encoding Hybrid *Bacillus thuringiensis* Toxins --.

Please replace the continuing data beneath the title with the following: -- This application is a division of application no. 09/001,982, filed December 31, 1997, ^{US Pat. No. 6,020,424} which is a continuation-in-part of application no. 08/602,737, filed February 21, 1996, now U.S. Patent No. 5,736,131, which is a § 371 of international application no. PCT/EP94/02909, filed September 1, 1994. The aforementioned applications are incorporated herein by reference. --.

IN THE CLAIMS

✓ Please cancel claims 1-16, 18-20, 29-31, 35-40 without prejudice or disclaimer.

✓ Please amend claims 17 and 21 as follows: